

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

July 17, 1998

DIVISION TWO

B119248 Yamona A.
v.
Superior Court, Los Angeles County
(L.A. County Department of Children & Family Services, r.p.i.)

Filed order modifying opinion. (No change in the judgment.)

B120756 Elizabeth A. (Not for Publication)
v.
Superior Court, Los Angeles County
(L.A. County Department of Children & Family Services, r.p.i.)

The petition for writ of mandate is denied and the order to show cause is dismissed.

Fukuto, Acting P.J.

We concur: Nott, J.
Zebrowski, J.

B120150 Edward G. (Not for Publication)
v.
Superior Court, Los Angeles County
(L.A. County Department of Children & Family Services, r.p.i.)

The petition for writ of mandate is denied and the order to show cause is dismissed.

Zebrowski, J.

We concur: Boren, P.J.
 Fukuto, J.

July 17, 1998-Continued

DIVISION THREE

B108528 People (Not for Publication)
v.
Smith

The judgment is affirmed.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

[illegible]

The judgment is affirmed.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

B116906 People (Not for Publication)
v.
Verhalen

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

July 17, 1998-Continued

DIVISION THREE (Continued)

B108420 People (Not for Publication)
v.
Clark

The judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

B114130 People (Not for Publication)
v.
Adam Phillipe D.

The order under review is affirmed.

Croskey, Acting P.J.

We concur: Aldrich, J.
Goodman, J. (Assigned)

B112754 Lynch (Not for Publication)
v.
Las Encinas Hospital

The summary judgment from which plaintiff has appealed is reversed and the cause is remanded for further proceedings consistent with the views expressed herein. Plaintiff shall recover her costs on appeal. Plaintiff's attorney, David Margulies, is ordered to serve a copy of this opinion on plaintiff, by mail, at plaintiff's last known address, within seven days of the date this opinion is filed, and to file with this court, within ten (10) days of the date of this opinion, a proof of service reflecting that such mailing has been accomplished.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

July 17, 1998-Continued

DIVISION THREE (Continued)

B0972991 Marteli (Not for Publication)

V. Citywide Security Services

The judgment is affirmed. Wagg's request for sanctions is denied, but it shall recover its costs on appeal.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B113226 Demattia (Not for Publication)

V.
A.P.P. Systems, et al.

The judgment is affirmed. Defendants to recover their costs on appeal.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Cooper (F.M.), J. (Assigned), and J. Guzman, Deputy Clerk.

Each of the following:

B113802 People v. Morales
B114682 People v. Smith
B109200 People v. Woods
B113545 People v. Dougall
B113835 People v. Phillips
B111845 People v. Torres

DIVISION FOUR (Continued)

Each of the following (cont'd.):

B116748 Torres on H.C.
B115760 People v. Ibarra
B114475 People v. Rice
B109414 People v. Wyndon & Harris
B116694 People v. Hall
B114816 People v. James
B116164 People v. Diaz
B115009 People v. Cebreros
B113754 People v. Scott S.
B113907 Quincy Care Medical Group v. Johnson & Johnson
B116887 Clapperton v. Allstate Insurance
B112601 Datagate v. Cash Express
B116781 D.C.F.S. v. Keacher W.

Argument waived, cause submitted.

B111383 People
 v.
 Garner

Merits:
Argued by Christine C. Shaver for appellant and by Carl N. Henry for respondent. Cause submitted.

B112054 People
 v.
 Cortez

Merits:
Argued by David D. Carico for appellant and by Louis W. Karlin for respondent. Cause submitted.

DIVISION FOUR (Continued)

B108319 Stites
 v.
 Fireman's Fund Insurance Co.

Merits:
Argued by David Clark for appellant and by Robert S. Gerstein for
respondent. Cause submitted.

B118045 Hicks
 v.
 Amkowitz Productions

Merits:
Argued by Roman Y. Nykolyshyn for appellant and by Mark H. Herskovitz
for respondents. Cause submitted.

B111160 Mayer
 v.
 C.W. Driver

Merits:
Argued by Malcolm A. Misuraca for appellants and by Jeffrey D. Pearlman
for respondent. Cause submitted.

B098458 Center West
 v.
 Daniel, Mann, Johnson & Mendenhall

Merits:
Argued by Douglas C. Purdy for appellant and by Lawrence Teplin for
respondent. Cause submitted.

Court recessed.

DIVISION FOUR (Continued)

The Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Cooper (F.M.), J. (Assigned), and Jim Guzman, Deputy Clerk.

B115931 Lewis
 v.
 City of Culver City

Merits:

Argued by June Ailin for appellants and by Gregg J. Goldfarb for respondent. Cause submitted.

B113381 Kleiman
 v.
 J. H. Snyder Company

Merits:

Argued by Jeffrey D. Markel for appellants and by John M. McCoy and Cheryl A. Orr for respondents. Cause submitted.

Court adjourned.

DIVISION FIVE

B112209 Fannie Totty (Not for Publication)
 v.
 Darlene O. Harper

The orders are affirmed. Plaintiff is to recover her costs on appeal.

Grignon, J.

We concur: Turner, P.J.
 Godoy Perez, J.

July 17, 1998-Continued

DIVISION FIVE (Continued)

B113452 People (Not for Publication)
v.
Maximino Garcia

The judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Godoy Perez, J.

DIVISION SEVEN

101846-98

THE HONORABLE OWEN LEE KWONG, Judge of the Los Angeles Superior Court, Los Angeles County, is hereby assigned to assist the Court of Appeal, Second Appellate District, Division Seven, as a Justice thereof, on the following dates:

July 6, 1998, to September 30, 1998,

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

Dated: June 30, 1998

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial Council